Case 5:12-cv-02185-EJD Document 36 Filed 08 1 YAR R. CHAIKOVSKY (SB# 175421) IT IS SO ORDERED yarchaikovsky@paulhastings.com 2 HONG S. LIN (SB# 249898) honglin@paulhastings.com 3 PHILIP OU (SB# 259896) Judge Edward J. Davila philipou@paulhastings.com 4 PAUL HASTINGS LLP 5 1117 S. California Avenue Palo Alto, CA 94304-1106 6 Telephone: 1(650) 320-1800 Facsimile: 1(650) 320-1900 8/7/2015 7 Attorneys for Plaintiffs ROVI 8 CORPORATION, ROVI GUIDES, INC. and 9 UNITED VIDEO PROPERTIES, INC. UNITED STATES DISTRICT COURT 10 NORTHERN DISTRICT OF CALIFORNIA 11 SAN JOSE DIVISION 12 13 ROVI CORPORATION, ROVI GUIDES, Case No. 5:12-cv-02185-EJD INC., and UNITED VIDEO PROPERTIES, 14 PLAINTIFFS' NOTICE OF VOLUNTARY INC., DISMISSAL WITHOUT PREJUDICE 15 Plaintiffs. 16 Judge: Hon. Edward J. Davila v. 17 ROKU, INC., 18 Defendant. 19 20 21 22 23 24 25 26 27 28

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD: 2 PLEASE TAKE NOTICE that pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of 3 Civil Procedure, Plaintiffs Rovi Corporation, Rovi Guides, Inc. and United Video Properties, Inc. 4 hereby voluntarily dismiss all remaining claims against Roku, Inc. in the above-referenced action 5 without prejudice. 6 This dismissal is prompted by the decision in *Netflix, Inc. v. Rovi Corp. et al.*, Case No. 7 4:11-cv-06591-PJH on July 15, 2015 finding the claims of the '762 patent asserted against Netflix 8 invalid under Section 101. Rovi disagrees with the decision in the *Netflix* case and expects to file 9 an appeal shortly. In the meantime, Rovi has dismissed its claims against Roku without 10 prejudice. 11 12 Dated: August 6, 2015 PAUL HASTINGS LLP 13 14 /s/ Yar R. Chaikovsky By: YAR R. CHAIKOVŠKY 15 Attorneys for Plaintiffs ROVI 16 CORPORATION; ROVI GUIDES, INC.; and UNITED VIDEO PROPERTIES, INC. 17 18 19 20 21 22 23 24 25 26 27 28

## Case 5:12-cv-02185-EJD Document 36 Filed 08/07/15 Page 3 of 3

**CERTIFICATE OF SERVICE** The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's ECF System. Dated: August 6, 2015 /s/ Yar R. Chaikovsky Yar R. Chaikovsky LEGAL\_US\_W # 82541367.1 PLAINTIFFS' NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

Case No. 5:12-CV-2185 EJD